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10 IN THE UNITED STATES DISTRICT COURT
11 FOR THE EASTERN DISTRICT OF CALIFORNIA

12
13 **FRANK K. BERRY,**

Petitioner,

14
15 **v.**

16 **STUART J. RYAN, Warden,**

Respondent.

CIV-S-05-0899 FCD PAN P

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19 **PROPOSED ORDER**
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PROPOSED ORDER

18 Respondent has filed a request to modify the briefing schedule.

20 1. GOOD CAUSE APPEARING, it is hereby ordered that Respondent's request is hereby
21 granted.

22 2. The scheduling order is hereby modified for Respondent to file a response to the
23 petition for writ of habeas corpus within thirty days from the date of this order.

24 Dated: November 1, 2005.

25 /s/ Peter A. Nowinski

26 PETER A. NOWINSKI
27 Magistrate Judge
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PROPOSED ORDER